

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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AMERICAN BROADCASTING COMPANIES,  
INC., et al.

Plaintiffs,

-against-

AEREO INC.,

Defendant.

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WNET, et al.

Plaintiffs,

-against-

AEREO INC.,

Defendant.

-----X

PITMAN, United States Magistrate Judge:

A conference having been held on February 25, 2013,  
during which various discovery disputes were discussed, for the  
reasons stated on the record in open court, it is hereby ORDERED  
that:

1. No later than March 11, 2013, defendant is  
ordered to produce the internet protocol addresses of

its subscribers in response to WNET Plaintiffs' Second Set of Document Requests No. 3.

2. No later than March 11, 2013, plaintiffs shall identify all document repositories, including custodian files, that can reasonably be expected to contain responsive documents, as well as those document repositories that have already been searched.

3. No later than March 11, 2013, to the extent it had not already done so, defendant shall produce all valuations provided to investors and potential investors along with any associated backup that was also provided to investors and potential investors.

4. No later than March 8, 2013, defendant shall submit a brief identifying specific discovery sought from plaintiffs relating to the harm/damages suffered by plaintiffs, and explaining the relevance of such discovery to plaintiffs' claims for statutory damages and defendant's fair use defense. Plaintiffs shall respond by March 19, 2013. Each brief is limited to 15 double-spaced pages. Oral argument will be held on March 21, 2013 at 2:00 p.m.

5. Plaintiffs' objections to defendant's requests for lobbying documents are sustained.

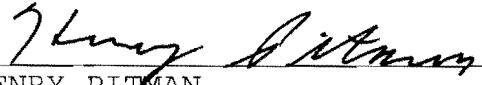
6. Plaintiffs' motion to compel a more definite answer to their Request for Admission No. 15 is denied.

7. Plaintiffs are directed to recast their Request for Admission No. 20 to seek whether any written or oral agreements existed between defendant and Fox.

8. Depositions are to proceed without delay. Defendant is directed to make its witnesses available forthwith notwithstanding defendant's dissatisfaction with plaintiffs' document production.

Dated: New York, New York  
February 26, 2013

SO ORDERED

  
HENRY PITMAN  
United States Magistrate Judge

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